

GOVERNMENT OF TELANGANA

ABSTRACT

PUBLIC SERVANTS – Allegations of corruption against Sri Guntaka Mohan Das, Assistant Engineer, Andhra Pradesh State Housing Corporation Ltd., Vemsur Mandal, Khammam District – Trapped by ACB Officials on 03.04.2014 – Sanction for prosecution – orders - Issued.

HOUSING (VC.A1) DEPARTMENT

G.O.MS.No. 13

Dated: 14/12/2015

ORDER:

Whereas Sri Guntaka Mohan Das, S/o. Late Ramdas, aged 50 years, Assistant Engineer, A.P. State Housing Corporation Ltd., Vemsur Mandal of Khammam district worked from 01.09.2010 to 03.04.2014 and by virtue of the post held by him, he falls under the category of "Public servant" as defined under Section 2(c) of the Prevention of Corruption Act, 1988. (Central Act 49 of 1988);

2. And whereas Sri Thummuru Laxma Reddy, S/o Chenna Reddy, aged 46 years, Occ: Agriculture, R/o Kallurigundem (V), Vemsur Mandal, Khammam District is doing agriculture;
3. And whereas it is alleged that complainant Sri Thummuru Laxma Reddy S/o Chenna Reddy, Occ: Agriculture, R/o Kallurigudem (V), Vemsur Mandal, Khammam District is doing agriculture from last 15 years. In the month of November, 2013 during the Rachabanda programme conducted in his village, Sri Thummuru Laxma Reddy applied for Indiramma House in the name of his wife Smt. Thummuru Bhavani. Later, on 17.01.2014 the complainant was informed by the Assistant Engineer, Housing, Vemsur Mandal about the sanctioning of House under Indiramma scheme vide beneficiary No. 221163005R B 44863126 and asked to start the construction work and accordingly he started construction work in the month of January, 2014 by giving mark outs. In the month of February, 2014, after completion of construction up to basement level 1st bill Rs. 15,600/- was sanctioned. In continuation of the same complainant has completed construction work up to sun shade level. In the 2nd week of February, 2014, Sri Thummuru Laxma Reddy went to the office of Assistant Engineer, Housing, and informed him about the completion of work up to sun shade level and requested to release bill amount. Upon which the A.E Sri G. Mohan Das has replied that he will send the Work Inspector Sri Pilli Ravi Kiran for recording M. Book, but work Inspector was not inspected. On 27.03.2014, complainant/ Sri Thummuru Lakshma Reddy again went to the office of AE, Housing, and met Sri G. Mohan Dasu, AE, Housing for sanction of bill. He demanded to pay Rs. 10,000/- as bribe. But complainant expressed his inability to give such bribe amount by saying that house was constructed by taking loans. Again on 01.04.2014 at about 11.00 A.M. complainant met Sri G. Mohan Das, AE, Housing and the AE reiterated his earlier demand and informed that only on payment of bribe he will prepare the bill, otherwise he will not attend the process. On repeated requests, Sri G. Mohan Das, AE, Housing stated that sell the 10 cement bags which was sanction to him and pay Rs. 5,000/- by adding remaining amount as initial payment and remaining bribe amount Rs. 5,000/- should pay after sanctioning of bill. As there was no other way, the complainant agreed to pay the initial bribe amount of Rs. 5,000/- and told that he will bring the amount within 2 days. Sri G. Mohan Das, AE, Housing asked him to bring the bribe amount to his office at Vemsur. But complainant does not like to pay the demanded bribe amount to Sri G. Mohan Dasu, AE, Housing and he approached the ACB authorities and requested to take necessary action against Sri G. Mohan Das, A.E, Housing Vemsur Mandal.

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4. After observing all the formalities a case in Crime No.8/ACB-WKH/2014, U/s 7 of Prevention of Corruption Act, 1988 (Central Act 49 of 1988) was registered against Sri G. Mohan Dasu, AE, Housing, Vemsur Mandal of Khammam District and agreements were made for laying a trap;
5. And whereas it is alleged that, when the complainant Sri Thummuru Lakshma Reddy met Sri G. Mohan Das, A.E, APSHCL, Vemsur Mandal on 03.04.2014 at 11.15 A.M. in his office. The Accused Officer Sri G. Mohan Das, A.E., APSHCL demanded and accepted the bribe amount of Rs. 5,000/- through Sri Pilli Ravi Kiran, Work Inspector-II (Out sourcing employee), O/o A.E., APSHCL., from the complainant as illegal gratification. When the phenolphthalein test was conducted over the fingers of both hands of Sri Pilli Ravi Kiran, Work Inspector-II yielded positive result. The phenolphthalein test conducted over both hand fingers of Sri G. Mohan Das, A.E, APSHCL, Vemsur Mandal did not yield positive result. The tainted currency notes of Rs. 5,000/- was recovered at the instance from Sri Pilli Ravi Kiran, Work Inspector-II (Out Sourcing) in the presence of the mediators which were kept in the left side pocket of his wearing full hands shirt. The phenolphthalein test was also conducted at the contact portion of the tainted currency i.e., inner flap of the left side pocket of his wearing full hands shirt was also yielded positive result. The Deputy Superintendent of Police, Anti Corruption Bureau, Warangal seized the relevant records during the trap proceedings;
6. And whereas, the above said acts of Sri G. Mohan Das, A.E., APSHCL, Vemsur Mandal constitutes an offence punishable under Section 7 & sub-section (2) of section 13 read with clause (d) sub-section (1) of section 13 of the Prevention of Corruption Act, 1988. (Central Act, 49 of 1988);
7. And whereas the Government of Telangana, being the competent authority to remove Sri Guntaka Mohan Das, A.E., APSHCL, Vemsur Mandal, Khammam District from the Government service, after fully and carefully examining the material placed before them in respect of the said allegation and the circumstances of the case including official favour material consider that Sri G. Mohan Das, A.E., APSHCL, Vemsur Mandal, Khammam District should be prosecuted in a court of law for the aforesaid offences.
8. Now therefore, in exercise of the powers conferred by clause (b) of sub-section (1) of Section 19 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988), the Government of Telangana, hereby accord sanction for the prosecution of Sri Guntaka Mohan Das, Assistant Engineer, Andhra Pradesh State Housing Corporation Ltd., Vemsur Mandal Khammam District for the above said offences punishable under section 7 and sub section (2) of section 13 read with clause (d) of sub-section (1) of section 13 of the Prevention of Corruption Act, 1988 and for any other cognate offences punishable under any other provisions of law for the time being in force in respect of the aforesaid acts and for taking cognizance of the said offences by a court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

(M. DANA KISHORE)
SECRETARY TO GOVERNMENT

To
The Director General,
Anti Corruption Bureau, Telangana State, Hyderabad
Copy to Law (B) Department.